

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.: 10/572,867
Applicant: John F. Rabolt et al.
Filed: March 21, 2006
Title: ACTIVE AND ADAPTIVE PHOTOCHROMIC FIBERS, TEXTILES AND
MEMBRANES
TC/A.U.: 1791
Examiner: Leo B. Tentoni
Confirmation No.: 3642
Docket No.: UOD-215US

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Responsive to the Office Action mailed July 1, 2009, Applicants hereby elect to prosecute the invention of Group I corresponding to Claims 1-14 (drawn to a process of electrospinning a polymer dye solution)

However, Applicants traverse the restriction requirement and respectfully request reconsideration and withdrawal of such requirement. The subject matter recited in Claims 15-21, which are alleged to be directed to different inventions than Claims 1-14, requires fiber prepared by the process recited in Claim 1. However, the Examiner has not demonstrated that the products as claimed in Claims 15-21 can be made by a process that is materially different from the process recited in Claim 1, as required by MPEP Section 806.05(f). Additionally, Applicants submit that it would not be a serious burden upon the Office to examine all the pending claims together, in view of the dependence of Claims 15-21 from Claim 1.

The Examiner is invited to contact Applicants' counsel at the number listed below if any issues related to the restriction requirement need further discussion.

Respectfully submitted,



Rex A. Donnelly, Reg. No. 41,712
Stephen D. Harper, Reg. No. 33,243
Attorneys for Applicants

RAD/SDH/ams

Dated: October 30, 2009

P.O. Box 980
Valley Forge, PA 19482
(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

576553